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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/015,387
Filing Date	December 12, 2001
First Named Inventor	Kevin P. Baker
Group/Art Unit	1637
Examiner Name	Jeffrey Norman Fredman
Attorney Docket Number	39780-2830 P1C54

Total Number of Pages in This Submission

3

ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☒ **REQUEST TO WITHDRAW APPEAL BY APPELLANTS**

☐ After Final

☐ Version With Markings Showing Changes

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/ Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Copy of Notice

☐ Copy of an Assignment

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, by Assignee to Exclusion of Inventor Under 37 C.F.R. §3.71 With Revocation of Prior Powers

☐ Terminal Disclaimer

☐ Small Entity Statement

☐ Request for Refund

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☒ **Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)**

☐ Proprietary Information

☐ Status Letter

☒ **ADDITIONAL ENCLOSURE(S) (PLEASE IDENTIFY BELOW):**

☒ **RETURN POSTCARD**

Remarks

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER, REFERENCING ATTORNEY'S DOCKET NO. 39780-2830P1C54.

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name	HELLER EHRMAN LLP	BARRIE D. GREENE (Reg. No. 46,740)
	275 Middlefield Road, Menlo Park, California 94025	Telephone: (650) 324-7000 Facsimile: (650) 324-0638
Signature		
Date	JULY 12, 2006	Customer Number: 35489

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I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: **MAIL STOP APPEAL BRIEF - PATENTS**, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on this date: **JULY 12, 2006**

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Typed or printed name	L. ACOSTA		
Signature		Date	JULY 12, 2006

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UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Examiner: Fredman, Jeffrey Norman
)	
Kevin P. BAKER, et al.)	Art Unit: 1637
)	
Application Serial No. 10/015,387)	Confirmation No: 9861
)	
Filed: December 12, 2001)	Attorney's Docket No. 39780-2830 P1C54
)	
For: SECRETED AND)	Customer No. 35489
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ON APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
REQUEST TO WITHDRAW APPEAL BY APPELLANTS

MAIL STOP APPEAL BRIEF - PATENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

On January 18, 2005, the Examiner made a final rejection to pending Claims 28-32 and 44-52. A Notice of Appeal was filed on July 15, 2005, and an Appeal Brief was filed on September 12, 2005. An Examiner's Answer was mailed on December 2, 2005, and Appellants' Reply Brief was filed February 1, 2006.

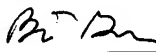
Appellants hereby request that the appeal be withdrawn, and that the above-identified application be expressly withdrawn as of the filing date of this paper.

I am the attorney or agent of record.

Applicants believe there are no fees due at this time, however please charge any additional fees or credit overpayments to Deposit Account No. 08-1641, referencing Attorney's Docket No. 39780-2830 P1C54). Please direct any calls in connection with this application to the undersigned at the number provided below.

Respectfully submitted,

Date: July 12, 2006

By: 
Barrie Greene (Reg. No. 46,740)

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